

Exhibit 68

(REDACTED)

This Exhibit contains the specific pages of the deposition Plaintiffs are referencing. The entire deposition was separately filed in the record pursuant to LR 5.1 and the M.D. Ga. CM/ECF Administrative Procedures Manual.

1 TROY POLLOCK

2 IN THE UNITED STATES DISTRICT COURT

3 MIDDLE DISTRICT OF GEORGIA

4 COLUMBUS DIVISION

5 CASE NO. 4:18-cv-00070-CDL

6
7 WILHEN HILL BARRIENTOS, et al.,

8 Plaintiffs,

9 v.

10 CORECIVIC, INC.,

11 Defendant.

12 _____/

13 DEPOSITION OF TROY POLLOCK

14 APPEARING REMOTELY

15 DATE TAKEN: September 30, 2021

16 TIME: 10:03 a.m. - 4:30 p.m.

17 JOB NO: 200405

18
19 Stenographically reported by:

20 Luanne K. Howe

21 APPEARING REMOTELY FROM CUYAHOGA COUNTY, OHIO

22
23
24 Job Number: 200405

1 TROY POLLOCK

2 APPEARANCES

3 REMOTE APPEARANCES:

4 On behalf of the Plaintiffs:

5 Southern Poverty Law Center

6 400 Washington Avenue

7 Montgomery, Alabama 36104

8 BY: JACKIE ARANDA, ESQ.

9 BY: CJ SANDLEY, ESQ.

10 AND

11 Southern Poverty Law Center

12 1055 St. Charles Avenue

13 New Orleans, Louisiana 70130

14 BY: MEREDITH STEWART, ESQ.

15 AND

16 Perkins Coie

17 1155 Avenue of the Americas

18 New York, New York 10036

19 BY: ALAN HOWARD, ESQ.

20

21 On behalf of the Defendant:

22 Struck, Love, Bojanowski & Acedo

23 3100 West Ray Road

24 Chandler, Arizona 85226

25 BY: JACOB LEE, ESQ.

1 TROY POLLOCK

2 information?

3 A. Find a solution.

4 Q. Can you give me an example of a
5 solution?

6 A. Can you give me an example of a
7 problem?

8 Q. Sure. The kitchen is understaffed and
9 there aren't sufficient people to get the meals
10 out.

11 A. The immediate solution was I assigned
12 officers to the kitchen to hand out food.

13 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

19 A. Okay.

20 Q. To be clear, you needed to find a
21 solution because the detained worker shortages
22 could interrupt operations?

23 A. Yes. We had a very high turnover of
24 inmates, especially the ones that were from
25 South America. There was an extremely high

1 TROY POLLOCK

2 turnover with that administration, so we

3 couldn't keep workers in the kitchen.

4 - - - -

5 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 - - - -

13 [REDACTED]

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1 TROY POLLOCK

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6 I'm going to switch to a different
7 topic. I want to talk to you about the
8 grievance process. Is there a grievance process
9 at Stewart?

10 A. There was, yes.

11 Q. What is the purpose of the grievance
12 process?

13 A. For detainees to let the
14 administration know about anything that they
15 don't feel is right.

16 Q. So the purpose is just for providing
17 notice that they feel like something is not
18 working right?

19 A. Not just providing notice, but for us
20 to -- if it's a legitimate complaint, for us to
21 resolve.

22 Q. As assistant warden, did you have any
23 duties related to the grievance process?

24 A. Yes.

25 Q. What were those duties?

1 TROY POLLOCK

2 A. Not disciplined, no.

3 Q. Let's look at the detainee handbook
4 again, which I believe we marked as Exhibit 1.
5 And we are going to look at page 32 of this
6 document, which is Bates stamped
7 CCBVA0000220961. And on this page there is a
8 section labeled "CoreCivic/SDC Detainee Rules
9 and Discipline," and at the bottom of that
10 section going into the next, there's a chart.
11 Are these the charts that you referenced earlier
12 in your testimony, Mr. Pollock?

13 A. Yes, ma'am.

14 Q. And we are going to scroll a little
15 bit. I want to call your attention to something
16 specific. There's a chart for greatest offense.
17 There's a chart for high offense. There's
18 another chart for high moderate offense. And
19 there's a final chart for low moderate offense.

20 Is this an accurate representation of
21 the way that the disciplinary rules were --

22 A. At Stewart, yes.

23 Q. Let's go back to page 33. You can't
24 see the header -- we can see the header. This
25 is the greatest offense category, and it lists

1 TROY POLLOCK

2 the various codes and various prohibited acts
3 and the various sanctions that can be imposed
4 for those acts.

5 Under "Sanctions," it says, "A,
6 Initiate criminal proceedings." What does that
7 mean?

8 A. That means that the outside prosecutor
9 would be notified, outside law enforcement would
10 be notified for possible criminal charges.

11 Q. The next is "B, Disciplinary transfer
12 (recommend)." What does that mean?

13 A. That we would recommend that the
14 detainee be transferred to another facility,
15 something probably with a higher security.

16 Q. And C says, "Disciplinary segregation
17 (up to 60 days)," correct?

18 A. Yes.

19 Q. So your understanding is that it is
20 possible to get up to 60 days of segregation if
21 you're found guilty of an offense listed in this
22 particular chart?

23 A. Yes.

24 Q. Okay. In the next chart, for high
25 offense categories, the sanctions A and B are

1 TROY POLLOCK

2 won't let us loose," I'm inciting them.

3 Q. Is it enough to direct your comment at
4 one other person?

5 MR. LEE: Object to form.

6 A. That's kind of hard to answer. If I
7 come in, but he's already talked to ten other
8 people and I only hear him saying it to the one,
9 then yes.

10 Q. How would you know that he's already
11 said it to ten?

12 A. I don't know.

13 Q. How would someone who is looking for
14 the -- how would someone know that this rule is
15 being violated?

16 A. Well, most people understand what
17 inciting a demonstration means.

18 Q. Okay. Let's look at 214, "Encouraging
19 others to participate in a work stoppage or to
20 refuse to work." What is a work stoppage?

21 A. When a detainee or group of detainees
22 refuse to go to work, stop working.

23 Q. When a single detainee stops working,
24 that's a work stoppage?

25 MR. LEE: Object to form.

1 TROY POLLOCK

2 A. Yes. It says participating in a work
3 stoppage, so one single person -- so let's say
4 we decided as a group of workers at ten o'clock
5 we're all going to sit down and stop working,
6 but everybody else changes their mind and I'm
7 the only one that sits down and stops working,
8 that's a work stoppage.

9 Q. Let's look at 299, "Conduct that
10 disrupts or interferes with the security or
11 orderly operation of the facility."

12 A. Okay.

13 Q. What conduct falls into a Code 299?

14 A. I would have to have a specific
15 incident to say whether or not it could fall
16 under that or if it fell under something else.

17 Q. Can you explain what you mean by that?

18 A. Without looking at everything, if I
19 just have one detainee standing out in the
20 middle of the rec field trying to get everybody
21 else to do that, but everybody is ignoring him,
22 I mean, I guess it could fall under that. But
23 there's pretty much a category there to catch
24 everybody.

25 Q. Okay. And if we scroll up to Code

1

TROY POLLOCK

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

12 Q. Do you believe that being sanctioned
13 ten days is proportional to the offense?

14 A. Yes.

15 Q. Why?

16 A. To deter other inmates from trying to
17 incite a work stoppage.

18 Q. Why is that? Why is that a serious
19 offense?

20 MR. LEE: Object to form.

21 A. If inmates refuse to cook the food in
22 the kitchen, a handful of inmates or detainees
23 in this case, then I've got 1,600 others that
24 are screaming and yelling because they're not
25 getting fed, I've got a serious problem.

TROY POLLOCK

CERTIFICATE OF OATH

STATE OF OHIO

COUNTY OF CUYAHOGA

I, Luanne K. Howe, Notary Public, State of
Ohio, certify that TROY POLLOCK remotely
appeared before me on the 30th day of September,
2021, and was duly sworn.

Signed this 12th day of October, 2021

A handwritten signature in cursive script that reads "Luanne K. Howe". The signature is written in dark ink and is positioned above a horizontal line.

Luanne K. Howe

Notary Public, State of Ohio

Commission No.: 2019-RE-796049

Commission Expires: October 7, 2024.

1 TROY POLLOCK

2 CERTIFICATE OF REPORTER

3 STATE OF OHIO

4 COUNTY OF CUYAHOGA

5 I, Luanne K. Howe, Notary Public in and for
6 the State of Ohio, do hereby certify that I was
7 authorized to and did stenographically report
8 remotely the deposition of TROY POLLOCK; and
9 that the foregoing transcript is a true record
10 of my stenographic notes.

11 I FURTHER CERTIFY that I am not a relative,
12 employee of attorney, or counsel of any of the
13 parties, nor am I a relative or employee of any
14 of the parties' attorney or counsel connected
15 with the action, nor am I financially interested
16 in the action.

17 DATED this 12th day of October, 2021.

18 
19 _____

20 Luanne K. Howe

21 Court Reporter and Notary Public

22 My commission expires October 7, 2024.
23
24
25